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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

UNITED STATES OF AMERICA,)	2:14-CR-00228-JAD-CWH
)	
)	
Plaintiff,)	
)	
v.)	
)	
CHARLES EDWARD COOPER,)	
)	
Defendant.)	
)	

STIPULATION FOR EXTENSION OF TIME

IT IS HEREBY STIPULATED AND AGREED, by and between Daniel G. Bogden, United States Attorney, and Phillip N. Smith, Jr., Assistant United States Attorney, counsel for the United States of America, and Heidi A. Ojeda, Assistant Federal Public Defender, counsel for Defendant CHARLES EDWARD COOPER, that the date for the Government to file a response to the Defendant's Objections to the Magistrate's Report and Recommendation (Docket #52) be extended for ten (10) days.

This stipulation is entered for the following reasons:

1. The Defendant's Objections were filed and served on March 30, 2015. Undersigned counsel for the Government was preparing for a jury trial in the matter of *United States v. Acevedo-Hernandez et al.*, 2:14-cr-242-JCM-VCF, which was scheduled to commence on April 13, 2015. On April 10, 2015, the Court continued the trial date.

1 2. Due to the press of business involved with undersigned counsel for the
2 Government's involvement in *United States v. Acevedo-Hernandez et al.*, Government counsel
3 has not had adequate time to fully brief the issues contained within the Defendant's Objections.

4 3. The Defendant is incarcerated, but he does not object to the continuance of the
5 Government's response deadline.

6 4. The additional time requested herein is not sought for purposes of delay, but
7 merely to allow the Government adequate time to prepare an appropriate response to the
8 Defendant's Objections.

9 5. Additionally, denial of this request for continuance could result in a miscarriage
10 of justice.

11 6. This is the first stipulation filed herein to continue the Government's response
12 deadline.

13 DATED: April 16, 2015.

14
15 /s/_____
16 PHILLIP N. SMITH, JR.
17 Assistant United States Attorney
18 Counsel for the United States

14
15 /s/_____
16 HEIDI A. OJEDA
17 Assistant Federal Public Defender
18 Counsel for Defendant CHARLES COOPER

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

UNITED STATES OF AMERICA,)	2:14-CR-00228-JAD-CWH
)	
)	
Plaintiff,)	
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v.)	
)	
CHARLES EDWARD COOPER,)	
)	
Defendant.)	
_____)	

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. The Defendant's Objections were filed and served on March 30, 2015. Undersigned counsel for the Government was preparing for a jury trial in the matter of *United States v. Acevedo-Hernandez et al.*, 2:14-cr-242-JCM-VCF, which was scheduled to commence on April 13, 2015. On April 10, 2015, the Court continued the trial date.

2. Due to the press of business involved with undersigned counsel for the Government's involvement in *United States v. Acevedo-Hernandez et al.*, Government counsel has not had adequate time to fully brief the issues contained within the Defendant's Objections.

3. The Defendant is incarcerated, but he does not object to the continuance of the Government's response deadline.

1 4. The additional time requested herein is not sought for purposes of delay, but
2 merely to allow the Government adequate time to prepare an appropriate response to the
3 Defendant's Objections.

4 5. Additionally, denial of this request for continuance could result in a miscarriage
5 of justice.

6 6. This is the first stipulation filed herein to continue the Government's response
7 deadline.

8 For all of the above-stated reasons, the ends of justice would best be served by a
9 continuance of the response deadline.

10 **CONCLUSIONS OF LAW**

11 The additional time requested herein is not sought for purposes of delay, but merely to
12 allow the Government adequate time to prepare a response to the Defendant's Objections, taking
13 into account due diligence. The failure to grant said continuance would likely result in a
14 miscarriage of justice.

15 **ORDER**

16 IT IS THEREFORE ORDERED, that the previously-scheduled response deadline for the
17 Government to respond to the Defendant's Objections to the Magistrate's Report and
18 Recommendation (Docket #52) is extended until April 27, 2015.

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21 _____
22 UNITED STATES DISTRICT JUDGE
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